App F IX 4

Previous References

1932 33 (Jud)

Reserve

File No 179-32

Serial Nos 1, 2

Later References

PRESFT

GENERAL AND REVENUE SECRETARIAT.

Serial Nos 2

Part B for February 1934

SUBJECT

Proposal to credit the fines & fees levied under the Jud Regulation to Municipal funds

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No P 3738-41/C5-100-33-12 dt 5-2-34

Directs that with effect from the date of the establishment of the ADC Court the fines imposed in the Jud cases be credited to the State Govt

To the Registrar High Court of Judicature Madras

Jud comm B-Cy through Comptr. to Govt

3-5-34

Crediting fines etc realised in ... to ... fund

£1773

[App I—III—2

General and Revenue Secretariat | 2nd File No 179 of 1932

Serial No

Letter no 4 To 1114 | dated 17 10 32 from the Municipal Commissioner Bengalore City stating that all fines realised by the Court of the Bench magistrates in cases of public nuisance launched by the Police are now being credited to the State funds and requesting that orders may be issued to credit such fines including those already collected to the Municipal funds

The undersigned states that a special staff of Police is maintained at Municipal cost and is entrusted with the portion of work and the public latrines and urinals for the prevention of nuisances, are maintained by the Municipality at a heavy cost

W

2 In G O no 6000-19 MD 267-09-5 dated 18/1/1911, it has been ordered that the fines and penalties imposed by magistrates ~~for offences under the Act Rules may be credited to Municipal funds~~

~~Submitted for orders~~

25 10 32 In cases in which the municipal council claims the prosecution for any public nuisance be credited to the usual forms of the prosecution as also launched by municipal authorities and the work is not to be

1E—Contd Sheet

1973

File No 172 of 1932

on the regular Police establishment
duly to perform to appears to
me to be the object of the
fine to the municipality, but
not otherwise.
The Prosecution Branch may
be consulted

4) I think there was a letter
24/10/32 sent about the credit of the fines
realised in Municipal cases &
may be looked

27/10

5) It is understood that a Circular relating
to the subject was issued from the Prosecution Branch
some time ago

Further remarks

Prosecution Br
concerned

30/10

6) Last year the question
of crediting to municipal funds
fines levied for offences
under prevention of cruelty
to animals then was
under consideration
orders were issued
directing such crediting
in the case of Bangalore
City municipality

[App F

File No of 193

Serial No

1) Also other question was considered in this connection.

See 1881

2/11 8) The Dr Maple has written a few days back Through the High Court that the order of 1911 may be recalled & that his fines maybe credited to the Govt

A

9) The present reference by the Mun Comm for an extension of the order of 1911 has may be taken up for consideration after orders are passed on the reference of the Dr Maple

A S G

Ce 5/11/32

10) Issues with reg to powers of

5/11/32

11 If agreed, orders on the proposal of the High Court referred to at will be awaited

Govt Secy)

12 — Yes (Rec 2 11

Secy 8/11/32 Agreed

13 If agreed the file will be registered to the Protection Br to note the stage at which the question stands as present.

8/11 To The Supdt Protection Branch with compliments, for kindly favouring the above information

8/11/33 4 The proposal I shall send to all the issues in connection

[illegible] certain improvements
& expenses for the Branch
Canals [illegible] Wing at Bangalore
& the works cannot be taken
up now for want of funds
Two proposals have been passed
on the question of enhancing the
orders of 1911

See 17/3 NSK — Please put up that file

CB 16/3/33

Up 2 the p/h is submitted herein

See 17/3 NSK — 17) No order has been passed as yet

CB 20/3

18) This may be returned to L-S Br

See 20/3 NSK — The Supt, L&Q Br (WC)

Submitted for orders (Ref Para 12 Supra)

CB 21/3/33 — 19) Regarding necessary addn in the Bronze [illegible]

Addn 20/3

And this may be now sent to the Protection Branch to whom the letters orders have been issued

To Protection Branch, with compliments

22/3/4

CB 22/4 — 20) Two orders have been passed as noted

See 23/4 — Called for biennial and orders, if any

Meander Above

23) Addn 24/4

CB 26/4

Serial No

24) It has been elected that the above matter in municipal Cases should be under the Govt. over the restricted hours of the Madras Govt Bangalore from 2 1-34 Orders with the record should be sent to the Madras Govt. Thus file may be returned to the L S & Branch

Sec 3/1/34 Sec LSG Br

25 Submitted with reference to para 12

4/1/34

26) Issue issued with a copy of the order referred to at A when the same

Sec Br 6/1/34

27) The Protection Branch may be requested to state whether the orders referred to at A have been issued

Br 19/1/34

28 Sec Br LSG

19/1

29 Not yet some information has been called for from the High Ct

Sec 19/1

30) Rec'd with cash

Submitted with a cipher order no P 3738-41 dt 100-33-12 dated 5/2/34 (Ref para 26 supra The order issued in the Chs Secn Settles the points raised by the Municipal Council The papers will now be filed

Chief Secy) 10.2.34

Br 10/2/34

Br 9/2

Br 16/2

NOTE—Contn Sheet

WD 0216 —GPB—1b 000—22-8-32

File No of 193

General and Revenue Secretariat

Mr 179-32-1

CITY MUNICIPAL OFFICE

No G To 114

Bangalore City Dated 14-10-1932

17

GEN & REV SECTN 1773 18 OCT L B & BRANCH

FROM

P H KRISHNA RAU ESQ M A,
MUNICIPAL COMMISSIONER
BANGALORE CITY

GEN 11 OCT 1932 SECTT

To No L S S R. Banga Rao, Esq B A, B L
Secretary to Government General Departt,
Bangalore

Sir,

I have the honour to state that all the fines realised by the Court of the Bench of Magistrates, Bangalore City in cases of public nuisance launched by the Police are now being credited to the State Funds Under Section 51 of the Mysore Municipal Regulation, all money received by or on behalf of the Municipal Council for offences under the Municipal Regulation or any other Regulation shall constitute municipal funds The police are launching prosecutions in t these cases only as a matter of duty as laid down under section 168 (2) of the Municipal Regulation Further a special staff of police is maintained at municipal cost and is entrusted with this portion of work and the public latrines and urinals for the prevention of nuisances are maintained by the Municipality at a heavy cost

Under these circumstances the fines recovered in cases of public nuisance have reasonably to be credited to the Municipal Funds I therefore request you to be so good as to obtain orders of Government to credit such fines including those already collected to the Municipal Funds

I have the horour to be
Sir
Your most obedient servant

Municipal Commissioner

Forwarded with compliments

Hon President

vvk 2

M 179-32-2

Proceedings of the Government of His Highness
the Maharaja of Mysore. SECTT 3725

FEB 1934
N.H

R e a d :-

Notification No.L.S.D.28/Cts.100-33-4 dated 27th December 1933 establishing temporarily for one year from 2nd January 1934 an additional First Class Magistrate's Court at Bangalore.

2. Correspondence ending with letter No.L.S.D.599/33-34 dated 19th January 1934 from the Registrar, High Court of Mysore, forwarding proposals in regard to staff, furniture etc., required for the said Court, and requesting an additional grant of Rs.2704 for the purpose.

M 88

Order No. P 3738-41/Cts 100-33-12

Dated, Bangalore, the 3rd February 1934.

S

It was brought to the notice of Government that there was some delay in the disposal of Municipal cases of Bangalore by the Bench Magistrates and that the City Magistrate, Bangalore, also required some relief on account of the heavy file in his Court. A Second City Magistrate's Court has therefore been established at Bangalore temporarily under the notification read above, for the trial of such cases as are referred to that Court by the District Magistrate, Bangalore. The District Magistrate is further authorised to empower the said Court to take cognizance of such offences or classes of offences as he may deem fit.

With the establishment of the said Court, there will be no need for the Second Bench Court at Bangalore which was established under Government order No. 6043-5/Cts.100-26-5 dated 3rd May 1927 and the said Bench Court will therefore be abolished.

The Bangalore City Municipal Council was, in the event of

the

the establishment of the above said additional Court, recoverable to forego the revenue derived from the fines realised in Municipal cases which are now being credited to Municipal funds in pursuance of Government order No.6000-19/A1.747-09-5 dated 18th January 1911, Government direct that with effect from the date of the establishment of the said additional Court, the fines imposed in Municipal cases be credited to State funds.

The High Court recommends for the Second City Magistrate's Court (a) the marginally noted staff and a provision of Rs.404 for furniture and contingencies during the current year as detailed in the (b) margin. A provision of Rs.50 is also required for Batta to Prosecutors and witnesses. It is also proposed to supply the Court with a typewriter from the High Court and to purchase a new typewriter for the High Court at a cost of about Rs.400. The above proposals are sanctioned.

(a)	1 Head Clerk on	Rs.45	per mensem
	1 Clerk	" 35	"
	1 Clerk	" 25	"
	1 Bailiff	" 11	"
	4 Peons	" 10	" each
(b)	One dozen Chairs	Rs.96	
	Five tables - big and small	Rs.100	
	One stool	" 3	
	One assorted desk	" 65	
	One almirah	" 70	
	One teakwood bi, box	" 1	
	Two bid benches	" 40	
	One office clock	" 15	
	Contingencies	" 60	
		Rs. 404	

The charges on this account including the pay of the presiding officer amount to Rs.4734 which may be met out of an additional grant a demand for which will be placed before the Legislative Council in due course.

For Chief Secretary to Government.

To
The Registrar, High Court of Mysore.
The District Magistrate, Bangalore.
The Municipal Commissioner, Bangalore City (through the District Magistrate, Bangalore City Municipal Council
The Comptroller to Government, Chamundi Hill (Cottage).

No.10.